

**APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office FEB 23 1981

Returned to applicant for correction _____

Corrected application filed _____

Map filed FEB 23 1981

The applicant **NEVADA BARITE INC.**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is **Cooks Creek**
2. The amount of water applied for is **.56 c.f.s.** second-feet
 - (a) If stored in reservoir give number of acre -feet
3. The water to be used for **mining, milling and domestic**
4. If use is for:
 - (a) Irrigation, state number of acre s to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under No. 12. "Remarks") **mining, milling and domestic**
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **within the NE¼ SE¼ of Section 34, T.28N., T.45E., M.D.B.&M., or at a point from which the West ¼ corner of Section 11, T.27N., R.45E., M.D.B.&M. bears S 1°15'E 9,887'.**
6. Place of Use **portions of Lot 1, Section 3, N¼ Section 2, T.27N., R.45E., M.D.B.&M.; portion of E¼ E¼ Section 34, W¼ W¼ of Section 36, NW¼, SW¼, SE¼, W¼ NE¼, SE¼ NE¼ of Section 30 and SW¼, W¼ SE¼ Section 26 760 acres, more or less.**
7. Use will begin about **January 1st** and end about **December 31st**, of each year.
8. Description of proposed works **diversion gate and pipeline**
9. Estimated cost of works **in excess of \$1,000.00**
10. Estimated time required to construct works **Three (3) years**
11. Estimated time required to complete the application of water to beneficial use **five (5) years**
12. Remarks: **Annual consumptive use will be approximately 131 million gallons.**

JOHN H. MILTON, III, R.L.S., Agent
By s/John H. Milton III
146 West Second Street
Winnemucca, NV 89445

Compared cl/bk

Protested _____

43251

DENIAL OF STATE ENGINEER

This application is hereby denied on the grounds that the applicant has not submitted the information requested by the State Engineer and that without this information the approval of the application would threaten to prove detrimental to the public interest.

Work must be prosecuted with reasonable diligence and be completed on or before: _____

Proof of completion of work shall be filed before: _____

Application of water to beneficial use shall be filed on or before: _____

Proof of the application of water to beneficial use shall be filed on or before: _____

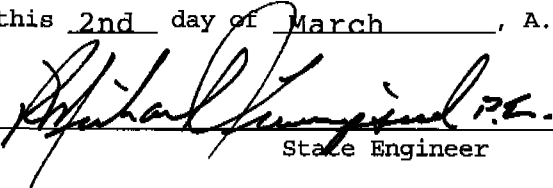
Map in support of proof of beneficial use shall be filed on or before: _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 2nd day of March, A.D., 2000


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____